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PTO/SB/61 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNAVOIDABLY UNDER 37 CFR 1.137(a)**

Docket Number (Optional)

SD- 405

First Named Inventor: **EHWA Diamonds Ind. Co., Ltd.**

Art Unit: **3723**

Application Number: **09/730,177**

Examiner: **Alvin J. Grant**

Filed: **December 5, 2000**

Title: **Saw Blade For Cutting Steel-Reinforced Structure**

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTE: If information or assistance is needed in completing this form, please contact
Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION.

NOTE: A grantable petition requires the following items:

- (1) Petition fee.
- (2) Reply and/or issue fee.
- (3) Terminal disclaimer with disclaimer fee-required for all utility and plant applications filed before June 8, 1995, and for all design applications; and
- (4) Adequate showing of the cause of unavoidable delay.

1. Petition fee

☒ Small entity - fee \$ **55.00** (37 CFR 1.17(l)). Applicant claims small entity status.
See 37 CFR 1.27.

☐ Other than small entity - fee \$ _____ (37 CFR 1.17(l)).

2. Reply and/or fee

A The reply and/or fee to the above-noted Office action in the form of _____ (identify the type of reply):

☐ has been filed previously on _____

☐ is enclosed herewith.

B The issue fee of \$ _____

☐ has been filed previously on _____

☐ is enclosed herewith.

[Page 1 of 3]

This collection of information is required by 37 CFR 1.137(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 8 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**
If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. An adequate showing of the cause of the delay, and that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(a) was unavoidable, is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

_____ Signature	12-01-2004 Date
Bidyut K. Niyogi _____ Typed or printed name	27071 Registration Number, if applicable
78 Cypress St. _____ Address	973-762-3128 Telephone Number
Millburn, NJ 07806 _____ Address	

- Enclosure ☒ Fee Payment
- ☐ Reply
- ☐ Terminal Disclaimer Form
- ☐ Additional sheets containing statements establishing unavoidable delay
- ☐ _____

CERTIFICATE OF MAILING OR TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is being:

- ☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to **Mail Stop Petition**, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
- ☒ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.

12-01-2004
Date

Signature

Bidyut K. Niyogi

Typed or printed name of person signing certificate

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

NOTE: The following showing of the cause of unavoidable delay must be signed by all applicants or by any other party who is presenting statements concerning the cause of delay.



Signature

12-01-2004

Date

Bidyut K. Niyogi

Typed or printed name

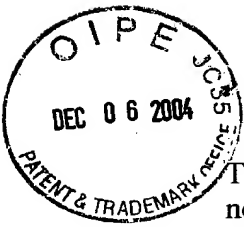
27071

Registration Number, if applicable

(In the space provided below, please explain in detail the reasons for the delay in filing a proper reply.)

Item 4 is attached on a separate sheet of paper

(Please attach additional sheets if additional space is needed.)



The Patent Application No. 09/730,177 lapsed due to our office never receiving any notification of any office action from the United States Patent Office, advising us that the above-mentioned Application could and would lapse at a specific date. Our office was informed of the Patent Application lapsing by a phone call from the Examiner Mr. Alvin J. Grant on November 23, 2004. We would like to thank the Examiner Mr. Alvin J. Grant for his courtesy and assistance in informing us of this unavoidable lapse.

The lapsing of this Patent Application was unavoidable since a date of expiration was never documented and forwarded to our office. A copy of our last letter sent to the United States Commissioner of Patents, copy attached, dated February 20, 2004, requested information of the status of the Patent Application, and demonstrates our interest in maintaining this Patent Application alive.



Transnational Enterprises, Inc.
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Millburn, NJ 07041
Tel. 973-762-3128
Fax. 973-762-3127

February 20, 2004

Commissioner of Patents
PO Box 1450
Alexandria, VA 22313-1450

Sirs:

Applicant: EHWA Diamonds Ind. Co., Ltd.
Appl No. 09/730,177
Filed: December 5, 2000
Title: Saw Blade For Cutting Steel-Reinforced Structure

Grp./A.U.: 3723
Examiner Alvin J. Grant

Docket No. SO-405

With reference to the above Patent Application our clients are anxious to know of its present status, and we will appreciate an early response.

Thank you for your cooperation.

Respectively submitted,

Bidyut K. Niyogi
Reg No. 27071

Amendment received May 15, 2002 Case
with the examiner on 7
March 17, 2004

RECEIVED
FEB 27 2004
TECHNOLOGY CENTER R3706